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No. 72-1694

In the Supreme Court of the United States

OCTOBER TERM, 1973

THE STATE OF NEW YORK, PETITIONER

v.

ROBERT NEWMAN

ON PETITION FOR A WRIT OF CERTIORARI TO THE COURT OF APPEALS OF THE STATE OF NEW YORK

MEMORANDUM FOR THE UNITED STATES AS AMICUS CURIAE

ROBERT H. BORK,
Solicitor General,

KEITH A. JONES
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Department of Justice,
Washington, D.C. 20530.

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MEMORANDUM FOR THE UNITED STATES AS AMICUS CURIAE

This memorandum is filed in response to the Court's invitation to the Solicitor General to file a memorandum expressing the views of the United States.

QUESTION PRESENTED

Whether the Drug Abuse Office and Treatment Act of 1972 revoked the authority granted to the Attorney General and the Secretary of Health, Education, and Welfare by the Comprehensive Drug Abuse Prevention and Control Act of 1970 to authorize the directors of drug research programs to withhold the names or other identifying characteristics of individuals participating in such programs.

STATEMENT

1. This case involves the interrelationship of the Comprehensive Drug Abuse Prevention and Control Act of 1970, Pub. L. 91-513, 84 Stat. 1236, and the Drug Abuse Office and Treatment Act of 1972, Pub. L. 92-255, 86